



EXPRESS MAIL CERTIFICATE

"Express Mail" Label No. : EV 316 332 763 US
Serial No. : 10/717,231
Applicant(s) : Marcy Lynn Daniel et al.
Filing Date : November 19, 2003
Title : Socks Having Match Indicators
Examiner : Alissa L. Hoey
Group Art Unit : 3765
Type of Document(s) : Express Mail Certificate;
Transmittal Form;
Election (2 pages); and
Return Postcard

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Debbie K. Cooke (signature)
Debbie K. Cooke

Date Mailed: August 24, 2005

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 4 Attorney Docket Number 41872-287263

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1. Express Mail Certificate 2. Election 3. Return Postcard
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	Kilpatrick Stockton LLP		
Signature			
Printed Name	J. Michael Boggs		
Date	8/24/05	Reg. No.	46,563

CERTIFICATE OF TRANSMISSION/MAILING

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8-25-05

IFW
EV 316 332 763 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Marcy Lynn Daniel et al.
Serial No. : 10/717,231
Filing Date : November 19, 2003
Title : Socks Having Match Indicators
Examiner : Alissa L. Hoey
Group Art Unit : 3765

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

ELECTION

This Election is being filed in response to the Official Action mailed August 9, 2005, in the above-identified application.

Election of Group

In the Official Action, the examiner restricts prosecution to one of three (3) groups of claims.

Applicant hereby **elects Group I**, which includes claims 1-30.

Election of Species

In the Official Action, the examiner restricts prosecution within Group I to (A) a species according to what the match indicator comprises; and (B) a species according to how the match indicator is formed (i.e., knitting or by heat transfer).

Within Species (A), Applicant hereby **elects claim 3, with traverse**. Applicant respectfully submits that claims 3 and 18 each claim a garment match indicator comprising the name of the *size* of the garment (or sock). Accordingly, claims 3 and 18 should be examined